

**PATENT**

**60014-14**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of: **Sanford M. Stevenson** Examiner: **P. Hruskoci**

Serial No.: **09/268,465**

Group Art Unit: **1724**

Filed: **March 16, 1999**

For: **METHOD AND APPARATUS FOR REMOVING METAL COMPOUNDS  
FROM WASTE MATERIAL**

Commissioner of Patents  
and Trademarks  
Assistant Commissioner for Patents  
Washington, DC 20231

January 31, 2000

TECHNOLOGY CENTER 700

MAY 15 2001

RECEIVED

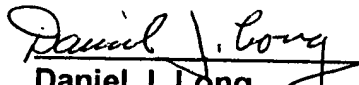
Sir:

**Information Disclosure Statement**

In view of Pfaff v. Walls Electronics, Inc., 525 U.S. \_\_\_, 119 S. Ct. 304 (1998), applicant discloses that more than one year prior to the filing date of the parent of this application, applicant received a request for a quote based on drawings. At that time, there had been experimental tests on waste water contaminated very predominantly with a ferromagnetic metal (iron), but the applicant had never tried the invention on waste water contaminated with non-ferrous metal. Because of the differences with magnetic properties between ferromagnetic metals such as iron and non-ferrous metals, it was not scientifically predictable that the invention would remove non-ferrous metals before it has been tried on non-ferrous metals merely because it worked on a ferromagnetic metal. Consequently, the applicant was not able, at that point, to know the full scope of the invention.

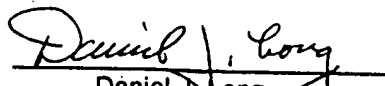
The invention was not successfully tried on a non-ferrous metal (copper) until well after the critical date. Consequently, the invention was not yet ready for patenting until it had been tried on non-ferrous metals, which did not occur until less than one year prior to the filing date of the parent application per the second requirement of Pfaff. See Tec Air, Inc. v. Denso Manufacturing, Inc., 192 F3d 1353, (Fed. Cir. 1999) and Scaltech, Inc. v. Teteel Tetra L.L.C., 178 F.3d 1378, 51 USPQ 2d 1053 (Fed Cir. 1999).

Respectfully submitted,

  
Daniel J. Long  
Attorney for Applicant  
Registration No. 29,404

Attorney Docket No. 60014-14  
Daniel J. Long  
Attorney at Law  
125 Ridgeview Drive  
Etters, PA 17319-9641  
Telephone: (717) 932-7707

I hereby certify that this  
correspondence is being deposited  
with the United States Postal  
Service as first class mail in an  
envelope addressed to:  
Commissioner of Patents and  
Trademarks, Washington, D.C.  
20231, on January 31, 2000

  
Daniel J. Long

Date: January 31, 2000